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PETITIONS OFFICE

Docket No. 50533

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: G. Barclay et al.

FAX RECEIVED

SERIAL NO.: 09/778,365

JUN 24 2002

FILED: February 7, 2001

PETITIONS OFFICE

FOR: HIGH RESOLUTION PHOTORESIST COMPOSITIONS

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

FURTHER PETITION FOR RECONSIDERATION TO ACCORD FILING DATE OF
FEBRUARY 7, 2001

Applicants received Decision Dismissing Request for Reconsideration dated April 23, 2002 in the referenced matter. A copy of that Decision is enclosed.

Applicants hereby again petition to be accorded a filing date of February 7, 2001 rather than February 7, 2001. The basis for that refusal to grant the February 7 filing date is that Applicants have not provided a copy of the Express Mail receipt with date-in notation.

As indicated in prior petitions, Applicants have not been able to locate a copy of that Express Mail Label receipt.

However, the rules clearly do not require such receipt as the only means to confirm Express Mail filing of an application. Indeed, Applicants have provided substantial evidence substantiating the February 7, 2001 filing of the application.

The undersigned plans to contact by telephone the Petitions Office to further discuss the merits of this petition.

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With respect to evidence submitted, Applicants have submitted 1) documentation generated within one business of the filing substantiating a February 7, 2001 filing; 2) U.S. Postal Service verification that the application was delivered on February 8, 2001 at 10:52 am in Washington, D.C. That February 8 delivery could not have occurred unless the application had been submitted to the U.S. Postal Service on February 7, 2001.

The evidence of record satisfies requirements of 37 CFR 1.10(d). In view thereof, grant of the petition is requested.

Respectfully submitted,



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